



General Assembly

February Session, 2004

***Raised Bill No. 5216***

LCO No. 479

\* \_\_\_\_\_HB05216JUD\_\_\_030904\_\_\_\_\_\*

Referred to Committee on Judiciary

Introduced by:  
(JUD)

***AN ACT CONCERNING THE FORMATION OF LIMITED LIABILITY COMPANIES TO RENDER PROFESSIONAL SERVICES BY LICENSED OR CERTIFIED ALCOHOL AND DRUG COUNSELORS.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1       Section 1. Subdivision (23) of section 34-101 of the general statutes,  
2       as amended by section 61 of public act 03-18, is repealed and the  
3       following is substituted in lieu thereof (*Effective October 1, 2004*):

4       (23) "Professional service" means any type of service to the public  
5       that requires that members of a profession rendering such service  
6       obtain a license or other legal authorization as a condition precedent to  
7       the rendition thereof, limited to the professional services rendered by  
8       dentists, natureopaths, chiropractors, physicians and surgeons, doctors  
9       of dentistry, physical therapists, occupational therapists, podiatrists,  
10      optometrists, nurses, nurse-midwives, veterinarians, pharmacists,  
11      architects, professional engineers, or jointly by architects and  
12      professional engineers, landscape architects, real estate brokers,  
13      insurance producers, certified public accountants and public  
14      accountants, land surveyors, psychologists, attorneys-at-law, licensed  
15      marital and family therapists, licensed professional counselors,

16 licensed or certified alcohol and drug counselors and licensed clinical  
17 social workers.

18 Sec. 2. Subsections (b) and (c) of section 34-119 of the general  
19 statutes are repealed and the following is substituted in lieu thereof  
20 (*Effective October 1, 2004*):

21 (b) [A] Except as otherwise provided in this subsection, a limited  
22 liability company may be formed to render professional services  
23 provided: (1) Each member of the limited liability company must be  
24 licensed or otherwise authorized by law in this state or any other  
25 jurisdiction to render such professional services; (2) the limited liability  
26 company will render only one specific type of professional services  
27 and services ancillary to them and may not engage in any business  
28 other than the rendering of professional services for which it was  
29 formed to render and services ancillary to them; and (3) the limited  
30 liability company may render its professional services in this state only  
31 through its members, managers, employees and agents who are  
32 licensed or otherwise legally authorized to render such professional  
33 services within this state. A limited liability company that will render  
34 professional services by licensed or certified alcohol and drug  
35 counselors may only be formed pursuant to subdivision (2) of  
36 subsection (c) of this section.

37 (c) A limited liability company may be formed to render  
38 professional services rendered by members of two or more of the  
39 following professions: (1) Psychology, marital and family therapy,  
40 social work, nursing and psychiatry; or (2) medicine and surgery,  
41 occupational therapy, social work and alcohol and drug counseling;  
42 provided [(1)] (A) each member of the limited liability company must  
43 be licensed or otherwise authorized by law in this state or any other  
44 jurisdiction to render any of the types of professional services specified  
45 in subdivision (1) or (2) of this subsection, [(2)] (B) the limited liability  
46 company will render only the types of professional services specified  
47 in subdivision (1) or (2) of this subsection and services ancillary to

48    them and may not engage in any business other than the rendering of  
49    professional services for which it was formed to render and services  
50    ancillary to them, and [(3)] (C) the limited liability company may  
51    render its professional services in this state only through its members,  
52    managers, employees and agents who are licensed or otherwise legally  
53    authorized to render any of the types of professional services specified  
54    in subdivision (1) or (2) of this subsection within this state.

This act shall take effect as follows:	
Section 1	<i>October 1, 2004</i>
Sec. 2	<i>October 1, 2004</i>

***JUD***        *Joint Favorable*